

# REXRAILWAYS

14168 / X  
RECORDATION NO. .... Filed 1423

September 22, 1983

SEP 26 1983 -9 00 AM

Mrs. Mildred Lee  
Interstate Commerce Commission  
Recordation Department  
Room 2227  
12th and Constitution Ave., N.W.  
Washington, D.C. 20423

INTERSTATE COMMERCE COMMISSION

14168  
RECORDATION NO. .... Filed 1423

SEP 26 1983 -9 00 AM  
INTERSTATE COMMERCE COMMISSION

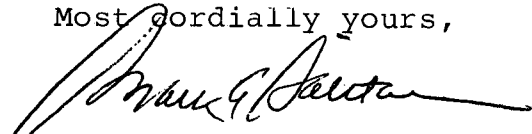
Dear Mrs. Lee:

Please find enclosed an original and two copies for filing of an Agreement dated August 5, 1983 for the Chicago & Northwestern to lease certain railcars from us, as well as a September 14, 1983 notarized Amendment referring to the August 5, 1983 Agreement.

Would you please be kind enough to accept the enclosed check for \$60.00 payable to the ICC to record both the Agreement of August 5, 1983 and the Amendment of September 14, 1983, returning our stamped copies.

Thank you for your kind cooperation and past courtesies. I remain,

Most cordially yours,



Mark A. Salitan  
President

No. 3-269 AD9D

Date SEP 26 1983

Fee \$ 60.00

ICC Washington, D. C.

MAS:las  
Enclosures

RECEIVED  
SEP 26 8 59 AM '83  
I.C.C.  
FEE OPERATION BR.

**Interstate Commerce Commission**  
Washington, D.C. 20423

9/26/83

OFFICE OF THE SECRETARY

**Mark A. Salitan. President**  
**Rex Railways, Inc.**  
**616 Palisade Avenue**  
**Englewood, New Jersey 07632**

Dear  
**Sir:**

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on **9/26/83** at **9:00am**, and assigned re-recording number(s). **14168 & 14168-A**

Sincerely yours,

*Agatha L. Mergenovich*  
Agatha L. Mergenovich  
Secretary

Enclosure(s)

CHICAGO AND



TRANSPORTATION COMPANY

R. A. JAHNKE  
VICE PRESIDENT  
EQUIPMENT MANAGEMENT

August 5, 1983

File: 410.-043

14168 / K  
RECORDATION NO. .... Filed 1425

SEP 26 1983 -9 00 AM

INTERSTATE COMMERCE COMMISSION

Mr. Peter Schan  
Vice President  
Rex Railways, Inc.  
P. O. Box 968  
Englewood Cliff, NJ 07632

Dear Mr. Schan:

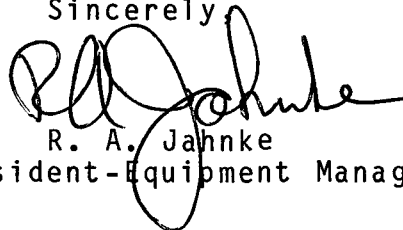
The following are the terms of the understanding which we recently reached by telephone regarding the use of Rex covered hoppers by CNW. The subject cars are stored on our trackage under the terms of contract ICC-CNW-C-0648, as amended. This agreement is to be considered an amendment of the above referenced contract.

- 1) In the event that CNW elects to utilize Rex covered hoppers ("the cars") presently stored on CNW lines, the following will govern for those cars utilized:
  - (a) CNW shall have the exclusive use of any cars utilized until October 15, 1983.
  - (b) CNW will pay mileage allowances for all on line loaded miles with a maximum of 40¢ per loaded mile.
  - (c) CNW and Rex will share equally in all mileage allowances earned by the cars during the term of this agreement (including those paid under 1)(b) above).
  - (d) Rex Railways will remit to CNW that portion of the mileage allowances due CNW under the terms of this agreement within sixty (60) days of the close of the month in which the activity took place.

- (e) Maintenance shall be for the account of Rex Railways.
  - (f) Rex shall be excused from the payment of leased track charges for those cars in service. Further, Rex shall be granted free storage for a period until October 15, 1983, for all cars which are utilized by CNW. However, the liability provisions of the original contract will continue to apply for any cars stored on CNW lines .
  - (g) For those cars utilized in service by CNW, no transportation charges shall be due from Rex for movement off CNW lines at the end of the storage period, provided that cars are moved to interchanges with other carriers located east of the Missouri River.
- 2) For those Rex cars presently stored on line which CNW does not elect to utilize in service, the provisions of the existing contract (ICC-CNW-C- 0648) will continue to apply in all respects.

If the terms outlined above reflect the understanding we have reached, please execute the agreement by signing and dating all copies and returning three to my attention.

Sincerely,



R. A. Jahnke

Vice President-Equipment Management

ACCEPTED BY:

REX RAILWAYS, INC.

By: *Paul G. Jahnke*

Title: *Pres.*

Witnessed: *Peter Schan*

Title: *Vice President*

SCHEDULE I  
EXHIBIT A

LIST OF CARS TO BE UTILIZED BY CNW:

RREX 4231	RREX 4371	RRRX 1400	RRRX 2012
RREX 4232	RREX 4372	RRRX 1401	RRRX 2013
RREX 4233	RREX 4373	RRRX 1402	RRRX 2015
RREX 4234	RREX 4374	RRRX 1403	RRRX 2016
RREX 4235	RREX 4375	RRRX 1404	RRRX 2017
RREX 4236	RREX 4376	RRRX 1405	RRRX 2018
RREX 4237	RREX 4377	RRRX 1406	RRRX 2019
RREX 4238	RREX 4378	RRRX 1407	RRRX 2020
RREX 4239	RREX 4379	RRRX 1408	RRRX 2023
RREX 4240	RREX 4380	RRRX 1409	RRRX 2024
RREX 4241	RREX 4381	RRRX 1410	RRRX 2025
RREX 4242	RREX 4382	RRRX 1411	RRRX 2026
RREX 4243	RREX 4383	RRRX 1412	RRRX 2027
RREX 4244	RREX 4384	RRRX 1413	RRRX 2028
RREX 4245	RREX 4385	RRRX 1414	RRRX 2029
RREX 4246	RREX 4386	RRRX 1415	RRRX 2030
RREX 4247	RREX 4504	RRRX 1416	RRRX 2031
RREX 4248	RREX 4505	RRRX 1417	RRRX 2032
RREX 4249	RREX 4506	RRRX 1418	RRRX 2033
RREX 4250	RREX 4507	RRRX 1419	RRRX 2034
RREX 4251	RREX 4508	RRRX 1420	RRRX 2035
RREX 4252	RREX 4509	RRRX 1421	RRRX 2036
RREX 4253	RREX 4510	RRRX 1422	RRRX 2037
RREX 4254	RREX 4511	RRRX 1423	RRRX 2038
RREX 4255	RREX 4512	RRRX 1424	RRRX 2039
RREX 4347	RREX 4513	RRRX 1425	RRRX 2040
RREX 4348	RREX 4514	RRRX 1426	RRRX 2041
RREX 4349	RREX 4515	RRRX 1427	RRRX 2042
RREX 4350	RREX 4516	RRRX 1428	RRRX 2043
RREX 4351	RREX 4517	RRRX 1429	RRRX 2044
RREX 4352	RREX 4518	RRRX 1430	RRRX 2045
RREX 4353	RREX 4519	RRRX 1431	RRRX 2046
RREX 4354	RREX 4520	RRRX 1432	RRRX 2047
RREX 4355	RREX 4521	RRRX 1433	RRRX 2049
RREX 4356	RREX 4522	RRRX 1434	RRRX 2050
RREX 4357	RREX 4523	RRRX 1435	RRRX 2051
RREX 4358	RREX 4524	RRRX 1436	RRRX 2052
RREX 4359	RREX 4525	RRRX 1437	RRRX 2053
RREX 4360	RREX 4526	RRRX 2001	RRRX 2054
RREX 4361	RREX 4527	RRRX 2002	RRRX 2055
RREX 4362	RREX 4528	RRRX 2003	RRRX 2056
RREX 4363	RREX 4529	RRRX 2004	RRRX 2057
RREX 4364	RREX 4530	RRRX 2005	RRRX 2058
RREX 4365	RREX 4531	RRRX 2006	RRRX 2059
RREX 4366	RREX 4532	RRRX 2007	RRRX 2060
RREX 4367	RREX 4533	<del>RRRX 2008</del>	RRRX 2061
RREX 4368	RREX 4534	RRRX 2009	RRRX 2062
RREX 4369	RREX 4535	RRRX 2010	RRRX 2064
RREX 4370	RREX 4536	RRRX 2011	RRRX 2065

SCHEDULE I

- 2 -

**EXHIBIT A**

LIST OF CARS TO BE UTILIZED BY CNW: (Cont'd)

RRRX 2067  
RRRX 2069  
RRRX 2070  
RRRX 2071  
RRRX 2073  
RRRX 2074  
RRRX 2075  
RRRX 2076  
RRRX 2077  
RRRX 2078  
RRRX 2079  
RRRX 2080  
RRRX 2082  
RRRX 2083  
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RRRX 2093  
RRRX 2094  
RRRX 2095  
RRRX 2096  
RRRX 2097  
RRRX 2098  
RRRX 2099  
RRRX 2100

RG/bd  
(RREX/RRRX)  
1-2